

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1515

IN THE MATTER OF:

Served March 12, 1976

Investigation of Compliance by )  
SUBURBAN TRANSIT COMPANY with )  
Certificate No. 29 and the Compact, )  
Rules, Regulations, and Orders of )  
the Commission )

Docket No. 317

By Order No. 1485, served January 7, 1976, Suburban Transit Company (Suburban) was granted Certificate of Public Convenience and Necessity No. 29 to transport passengers, in special operations, over irregular routes, as follows:

From Gaithersburg, Maryland, Rockville, Maryland, Wheaton, Maryland, Reston, Virginia, Tyson's Corner, Virginia, Springfield, Virginia, or points in Washington, D. C., located at 16th and Kennedy Streets, N. W., and 4th and Michigan Avenue, N. W., to the Capital Centre, Largo, Maryland, and return.

On February 27, 1976, Suburban informed the Commission in writing that a letter had been sent to the Capital Centre advising that there would be no further shuttle transportation to certain sports events at the Capital Centre as of Wednesday, February 25, 1976. The letter specifies that the action was the result of Capital Centre's failure to provide certain promised advertisement of the service.

Suburban's certificate requires that the holder render reasonable, continuous, and adequate service. Failure so to do constitutes sufficient grounds for suspension, change, or revocation of the certificate. A public hearing shall be scheduled to determine whether Suburban is in wilful violation of its certificate.

Order No. 1485 also directed Suburban to file WMATC Tariff No. 1 in accordance with the authority granted therein. Suburban has not yet filed its tariff. It shall also be considered at the public hearing whether Suburban has wilfully failed to comply with the tariff requirements of Order No. 1485, the Compact, Title II, Article XII, Section 5, and Regulation 55.

Since Suburban has stated in writing to the Commission its intention not to provide service pursuant to its certificate, the Commission sees no alternative but to direct, by this order, that Suburban comply with the terms of its certificate and with the requirements of the Compact, Rules, Regulations, and orders of the Commission. It shall be considered at the public hearing whether Suburban has wilfully failed to comply with this order.


THEREFORE, IT IS ORDERED:

1. That Suburban Transit Company be, and it is hereby, directed to comply with the terms of its Certificate of Public Convenience and Necessity No. 29, and with the Compact, Rules and Regulations, and orders of the Commission.

2. That a public hearing be, and it is hereby, scheduled for Tuesday, March 30, 1976, at 2:00 P. M. in the Hearing Room of the Commission, Room 316, 1625 I Street, N. W., Washington, D. C. 20006, to determine whether Suburban Transit Company has wilfully failed to comply with the terms of its Certificate of Public Convenience and Necessity No. 29, and the Compact, Rules and Regulations, and orders of the Commission.

3. That Suburban Transit Company be, and it is hereby, directed to deliver to the office of the Commission, Room 316, 1625 I Street, N. W., Washington, D. C. 20006, the amount of \$300 on or before Friday, March 26, 1976, such sum being a preliminary estimate of the reasonable expense of this investigation according to the provisions of the Compact, Title II, Article XII, Section 19.

BY DIRECTION OF THE COMMISSION:

  
WILLIAM H. MCGILVERY  
Executive Director